



**COMMONWEALTH OF MASSACHUSETTS**  
**Board of Registration**  
**of**  
**Hazardous Waste Site Cleanup**  
**Professionals**

ONE WINTER STREET, 3rd Floor  
BOSTON, MA 02108  
PHONE: 617-556-1091 FAX: 617-292-5872

**PROFESSIONAL CONDUCT COMMITTEE**  
**Minutes of Meeting on April 14, 2009**  
[Approved on June 25, 2009]

**Prepared by:** Terry Wood

**Meeting Location:** Weston & Sampson, Peabody, MA.

1. **Call to Order:** Robert Luhrs called the meeting to order at 3:00 p.m. Also present were Deborah Farnsworth, Kirk Franklin, Jack Guswa, Christophe Henry, and Kelley Race. Committee members absent: Gail Batchelder, Janine Commerford, Gretchen Latowsky and Debra Stake. Staff members present were Allan Fierce, Brian Quinlan, Lynn Read, Terry Wood, Al Wyman and Ron Viola. Also present was Wes Stimpson of the LSP Association.

**Announcements:** None.

3. **Previous Minutes:** The draft minutes of the meeting held on March 13, 2009 were approved.
4. **Old Business**

**A. Status of CRTS**

At Mr. Luhrs' request, the chair of each CRT reported on progress made since the March meeting.

**B. Report from Screening Team re: 09C-01**

Mr. Henry reported that the screening team (Ms. Batchelder, Mr. Henry and Ms. Wood) did not have an opportunity to meet since the March meeting. They anticipate meeting in the next few weeks and plan to make a recommendation whether to appoint a Complaint Review Team to investigate this complaint at the May meeting.

**C. Report from Course Subcommittee**

Mr. Fierce stated that the subcommittee has not met.

## **5. New Business**

### **A. Request for retroactive approval of a course to satisfy the terms of an ACO with the Board**

Ms. Wood stated that an LSP who entered into an Administrative Consent Order (ACO) with the Board to settle a disciplinary case requested retroactive approval to take a course to satisfy some continuing education credits required pursuant to the terms of the ACO. The LSP did not seek prior approval to take the course as required by the terms of the ACO. After discussion, a motion was made and seconded to approve the LSP's request. The vote resulted in a tie of three (Farnsworth, Franklin and Guswa) in favor to three (Henry, Luhrs and Race) opposed. Unless the LSP wants to retract his request, the issue will be placed on next month's agenda to determine if the tie can be broken.

## **6. Future Meetings**

The Committee is scheduled to meet on May 27<sup>th</sup> at Raytheon in Waltham provided space exists there. The Committee is also scheduled to meet on June 25<sup>th</sup> at a location to be determined.

## **7. Adjournment:** The meeting was adjourned at approximately 3:22 p.m.